

09/26/00

JC890

09.27.00 A

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

|   |                        |   |
|---|------------------------|---|
|  | Attorney Docket No.    | PD98-2384   |
|   | First Inventor         | Richard Fitzhugh Wrenn  |
|   | Title                  | Method and Apparatus for Distributing Traffic Over Multiple Switched Fibre Channel Routes |
|   | Express Mail Label No. | EL700672297US   |

09/26/00  
JC890  
09/669396  
09/16/00

|                      |  |  |
|----------------------|--|--|
| APPLICATION ELEMENTS |  | Assistant Commissioner for Patents<br>Box Patent Application<br>Washington, DC 20231 |
|----------------------|--|--|

|   |   |
|---|---|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form<br>2. <input checked="" type="checkbox"/> Specification [ total pages 27 ]<br>- Descriptive title of the Invention<br>- Cross References to Related Applications<br>- Statement Regarding Fed sponsored R&D<br>- Reference to Microfiche Appendix<br>- Background of the Invention<br>- Brief Summary of the Invention<br>- Brief Description of the Drawings<br>- Detailed Description<br>- Claim(s)<br>- Abstract of the Disclosure<br><br>3. <input checked="" type="checkbox"/> Drawings(g) [ total sheets <u>5</u> ]<br><br>4. <input checked="" type="checkbox"/> Oath or Declaration [ unsigned or signed ]<br>[ total sheets <u>1</u> ]<br>a. <input checked="" type="checkbox"/> Newly executed (original or copy)<br>b. <input type="checkbox"/> Copy from prior appl. (37 C.F.R. § 1.63(d))<br>i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u><br>Signed statement attached deleting inventor(s) named in prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b). | 5. <input type="checkbox"/> Microfiche Computer Program<br><br>6. Nucleotide/Amino Acid Sequence(if applicable)<br>a. <input type="checkbox"/> Computer Readable Copy<br>b. <input type="checkbox"/> Paper Copy (identical to computer copy)<br>c. <input type="checkbox"/> Statement verifying identity of said copies |
|---|---|

|  |  |  |
|--|--|--|
| ACCOMPANYING APPLICATION PARTS   |  |  |
| 7. <input checked="" type="checkbox"/> Assignment Papers<br><br>8. <input type="checkbox"/> 37 C.F.R. § 3.73(b) <input checked="" type="checkbox"/> Power of Attorney<br>( <i>when there is an assignee</i> )<br><br>9. <input type="checkbox"/> English Translation <input type="checkbox"/> Copies of<br><br>10. <input type="checkbox"/> IDS & Form 1449<br><br>11. <input type="checkbox"/> Preliminary Amendment<br><br>12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br><br>13. <input type="checkbox"/> Small Entity <input type="checkbox"/> Statement filed in prior application—Status still proper and desired<br><br>14. <input type="checkbox"/> Certified Copy of Priority Document(s)<br><br>15. <input checked="" type="checkbox"/> Other: Certificate of Mailing |  |  |

**\*NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27) EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).**

**16. If a CONTINUING APPLICATION,**

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.:   /    
*Prior application information: Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_*

**FOR CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**

|   |  |   |                |                  |                |
|---|--|---|----------------|------------------|----------------|
| <input checked="" type="checkbox"/> Customer Number of Bar Code Label 25235 |  | or <input checked="" type="checkbox"/> Correspondence address below |                |                  |                |
| Name  | William J. KUBIDA, Esq.                    |   |                |                  |                |
|   | Hogan & Hartson, LLP                       |   |                |                  |                |
| Address   | 1200 17 <sup>th</sup> Street<br>Suite 1500 |   |                |                  |                |
| City  | Denver                                     | State   | CO             | ZIP              | 80202          |
| Country   | US   | Telephone   | (719) 448-5900 | Fax              | (719) 448-5922 |
| Name  |  | Steven Kent Barton  |                | Registration No. | 36,445         |
| (Signature)   |  | <i>Steven Kent Barton</i>   |                | Date             | 25 Sept 2000   |

**FEE TRANSMITTAL  
for FY 2000**

**TOTAL AMOUNT OF PAYMENT (\$)** **(\$730.00)**

**Complete if Known**

|                      |                        |
|----------------------|------------------------|
| Application Number   |                        |
| Filing Date          | herewith               |
| First Named Inventor | Richard Fitzhugh Wrenn |
| Examiner Name        |                        |
| Group / Art Unit     |                        |
| Attorney Docket No.  | PD98-2384              |

**METHOD OF PAYMENT (check one)**

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **50-1123**

Deposit Account Name **Hogan & Hartson L.L.P.**

Charge Any Additional Fee Required  
Under 37 CFR §§ 1.16 and 1.17

2.  Payment Enclosed:

Check  Money Order  Other

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

| Entity Fee (\$)                   | Entity Fee (\$) | Fee Description  | Fee Paid          |
|-----------------------------------|-----------------|--|-------------------|
| 130                               | 65              | Surcharge – late filing fee or oath  |                   |
| 50                                | 25              | Surcharge – late provisional filing fee or cover sheet                     |                   |
| 130                               | 130             | Non-English specification  |                   |
| 2,520                             | 2,520           | For filing a request for reexamination                                     |                   |
| 920*                              | 920*            | Requesting publication of SIR prior to Examiner action                     |                   |
| 1,840*                            | 1,840*          | Requesting publication of SIR after Examiner action                        |                   |
| 110                               | 55              | Extension for reply within first month                                     |                   |
| 380                               | 190             | Extension for reply within second month                                    |                   |
| 870                               | 435             | Extension for reply within third month                                     |                   |
| 1,360                             | 680             | Extension for reply within fourth month                                    |                   |
| 1,850                             | 925             | Extension for reply within fifth month                                     |                   |
| 300                               | 150             | Notice of Appeal   |                   |
| 300                               | 150             | Filing a brief in support of an appeal                                     |                   |
| 260                               | 130             | Request for oral hearing   |                   |
| 1,510                             | 1,510           | Petition to institute a public use proceeding                              |                   |
| 110                               | 55              | Petition to revive – unavoidable   |                   |
| 1,210                             | 605             | Petition to revive – unintentional   |                   |
| 1,210                             | 605             | Utility issue fee (or reissue)   |                   |
| 430                               | 215             | Design issue fee   |                   |
| 580                               | 290             | Plant issue fee  |                   |
| 130                               | 130             | Petitions to the Commissioner  |                   |
| 50                                | 50              | Petitions related to provisional applications                              |                   |
| 240                               | 240             | Submission of Information Disclosure Stmt                                  |                   |
| 40                                | 40              | Recording each patent assignment per property (times number of properties) | 40.00             |
| 760                               | 380             | Filing a submission after final rejection (37 CFR § 1.129(a))              |                   |
| 760                               | 380             | For each additional invention to be examined (37 CFR § 1.129(b))           |                   |
| Other fee (specify)               |                 |  |                   |
| *Reduced by Basic Filing Fee Paid |                 | <b>SUBTOTAL (3)</b>  | <b>(\$ 40.00)</b> |

**FEE CALCULATION**

**1. BASIC FILING FEE**

| Entity Fee (\$) | Entity Fee (\$) | Fee Description        | Fee Paid      |
|-----------------|-----------------|------------------------|---------------|
| 690             | 345             | Utility Filing Fee     | <b>690.00</b> |
| 310             | 155             | Design filing fee      |               |
| 480             | 240             | Plant filing fee       |               |
| 690             | 345             | Reissue filing fee     |               |
| 150             | 75              | Provisional filing fee |               |

**SUBTOTAL (1) (\$690.00)**

**2. EXTRA CLAIM FEES**

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 17                 | 20** = 0     | X              | 0        |
| 3                  | -3*** = 0    |                | 0        |
| Multiple Dependent |              |                |          |

\*or number previously paid, if greater; For Reissues, see below

**Large Entity Small Entity**

| Fee Code (\$) | Fee Code (\$) | Fee Code (\$) | Fee Description   |
|---------------|---------------|---------------|---|
| 103           | 18            | 203           | 9 Claims in excess of 20                                    |
| 102           | 78            | 202           | 39 Independent claims in excess of 3                        |
| 104           | 260           | 204           | 130 Multiple dependent claim, if not paid                   |
| 109           | 78            | 209           | 39 **Reissue independent claims over original patent        |
| 110           | 18            | 210           | 9 **Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2) (\$)**

| SUBMITTED BY         |                           |  | Complete (if applicable)             |                       |
|----------------------|---------------------------|--|--------------------------------------|-----------------------|
| Name<br>(Print/Type) | <b>Steven Kent Barton</b> |  | Registration No.<br>(Attorney/Agent) | <b>36,445</b>         |
| Signature            | <i>Steven K. Barton</i>   |  | Telephone                            | <b>(719) 448-5900</b> |
|                      |                           |  | Date                                 | <i>25 Sept 2000</i>   |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard Fitzhugh Wrenn

Serial No. \_\_\_\_\_

Filed: Herewith

For: Method and Apparatus for Distributing  
Traffic Over Multiple Switched Fibre  
Channel Routes

Group Art Unit: \_\_\_\_\_

Examiner: \_\_\_\_\_

1c916 U.S. PRO  
09/669396  
09/26/00  


CERTIFICATE OF MAILING BY EXPRESS MAIL

BOX PATENT APPLICATION  
Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

The undersigned hereby certifies that the following documents:

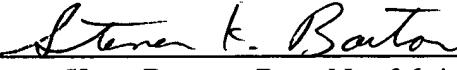
1. Utility Patent Application Transmittal;
2. Fee Transmittal and \$690 filing fee;
3. Utility Patent Application;
4. Executed Declaration;
5. Executed Power of Attorney by Assignee;
6. 5 sheets of drawings;
7. Recordation Form Cover Sheet PTO 1595 with Executed Assignment and Recording Fee of \$40.00;
8. Return postcard; and
9. Certificate of Mailing By Express Mail

relating to the above application, were deposited as "Express Mail", Mailing Label No. EL700672297US with the United States Postal Service, addressed to The Commissioner of Patents and Trademarks, Washington, D.C., 20231, Sept 26, 2000.

Sept. 26, 2000  
Date

  
Mailer

26 Sept 2000  
Date

  
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